

REMARKS


Claim 5 was rejected based on Davidson in view of Lee. However, it is conceded that Davidson does not teach the step of claim 5 and, instead, Lee is cited for this teaching. However, this is impermissible since the Board has already found that Lee teaches no such thing. New claim 27 includes limitations from former dependent claim 5.

In particular, the user selectable sounds are not generated in Lee, as already found by the Board. All Lee does is display a graphical user interface that indicates user selection. For example, as the user presses the up or down volume level, increasing stacks of lines or decreasing stacks of lines are displayed.

On the same basis, the new claim patentably distinguishes over any combination of Lee, Joseph, or Davidson.

Respectfully submitted,

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